

BUSINESS REPORT

**MONTANA HOUSE OF REPRESENTATIVES
62nd LEGISLATURE - REGULAR SESSION**

HOUSE AGRICULTURE COMMITTEE

Date: Thursday, February 17, 2011
Place: Capitol

Time: 3:00 PM
Room: 472

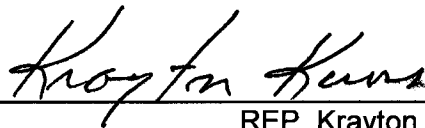
BILLS and RESOLUTIONS HEARD:

HB 476 - Allow a landlord lien on ag crop production, clarify ag lien priorities
HB 478 - Revise apiary statutes to require notice, written permission, and due process
HB 524 - Revise water commissioner laws
HB 541 - Exempt domestic livestock trailing from FWP regulation and MEPA

EXECUTIVE ACTION TAKEN:

HB 497	HB 476
HB 541	HB 413
HB 478	HB 166
HB 524	

Comments:



REP. Krayton Kerns, Chair

HOUSE OF REPRESENTATIVES
Roll Call
AGRICULTURE COMMITTEE

DATE: 2/17/11

<u>NAME</u>	<u>PRESENT</u>	<u>ABSENT/EXCUSED</u>
REP. BOB WAGNER, VICE CHAIR		X Excused
REP. TIM FUREY, VICE CHAIR	X	
REP. LEE RANDALL		X Excused
REP. STERLING SMALL	X	
REP. EDIE MCCLAFFERTY	X	
REP. ALAN HALE		X Excused
REP. FRANK SMITH	X	
REP. CHRISTY CLARK	X	
REP. PAT NOONAN		X
REP. JOE READ	X	
REP. CAROLYN PEASE-LOPEZ	X	
REP. BRIAN HOVEN	X	
REP. JOANNE BLYTON	X	
REP. STEVE FITZPATRICK	X	
REP. LILA EVANS	X	
REP. KATHLEEN WILLIAMS	X	
REP. DAVID HOWARD		X
REP. MARGARET MACDONALD	X	
REP. JONATHAN MCNIVEN	X	
REP. DANIEL SALOMON	X	
REP. KRAYTON KERNS, CHAIR	X	



HOUSE STANDING COMMITTEE REPORT

February 17, 2011

Page 1 of 1

Mr. Speaker:

We, your committee on **Agriculture** recommend that **House Bill 541** (first reading copy -- white) **do pass**.

Signed: _____

Krayton Kerns
Representative Krayton Kerns, Chair

- END -

Committee Vote:

Yes 13, No 8

Fiscal Note Required ☐

HB0541001SC.hgh

1/18
10:30



HOUSE STANDING COMMITTEE REPORT

February 17, 2011

Page 1 of 1

Mr. Speaker:

We, your committee on **Agriculture** recommend that **House Bill 497** (first reading copy -- white) **do pass**.

Signed: _____

Krayton Kerns
Representative Krayton Kerns, Chair

- END -

Committee Vote:

Yes 12, No 9

Fiscal Note Required ☐

HB0497001SC.hgh

*JS 2/18
10:30*



HOUSE STANDING COMMITTEE REPORT

February 17, 2011

Page 1 of 1

Mr. Speaker:

We, your committee on **Agriculture** recommend that **House Bill 166** (first reading copy -- white) **do pass as amended.**

Signed: _____

Krayton Kerns
Representative Krayton Kerns, Chair

And, that such amendments read:

1. Title, line 5 through line 6.

Strike: "SELLER" on line 5 through "AGENT" on line 6

Insert: "A PROPERTY OWNER"

2. Title, line 6.

Strike: "PROPERTY BUYER"

Insert: "THE OWNER'S AGENT AND THE PURCHASER"

3. Page 3, line 9.

Following: "property"

Strike: "seller" through "agent"

Insert: "person who owns the property"

4. Page 3, line 10.

Following: "and"

Insert: "the owner's agent and"

Strike: "or" through "agent"

5. Page 3, line 12.

Strike: "seller's" through "with"

Insert: "existence of"

- END -

Committee Vote:

Yes 19, No 2

Fiscal Note Required ____

HB0166001SC.hgh

Handwritten: 2/18 10:40

BILL TABLED NOTICE

HOUSE AGRICULTURE COMMITTEE

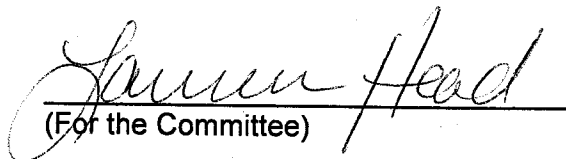
The HOUSE AGRICULTURE COMMITTEE TABLED


HB 476 - Allow a landlord lien on ag crop production, clarify ag lien priorities

HB 478 - Revise apiary statutes to require notice, written permission, and due process

HB 524 - Revise water commissioner laws

, by motion, on Thursday, February 17, 2011.


(For the Committee)


(For the Chief Clerk of the House)

10:55 / 2/18/11
(Time) (Date)

February 18, 2011

Lauren Head, Secretary

Phone: 4872

HOUSE OF REPRESENTATIVES
Roll Call Vote
AGRICULTURE COMMITTEE

DATE: 2/17/11 BILL NO. HB 541 MOTION NO. 1
 MOTION: Do Pass

<u>NAME</u>	AYE	NO	If Proxy Vote, check here & include signed Proxy Form with minutes
REP. BOB WAGNER, VICE CHAIR		X	
REP. TIM FUREY, VICE CHAIR		X	
REP. LEE RANDALL	X		
REP. STERLING SMALL	X		
REP. EDIE MCCLAFFERTY		X	
REP. ALAN HALE	X		
REP. FRANK SMITH	X		
REP. CHRISTY CLARK	X		
REP. PAT NOONAN		X	
REP. JOE READ	X		
REP. CAROLYN PEASE-LOPEZ		X	
REP. BRIAN HOVEN	X		
REP. JOANNE BLYTON	X		
REP. STEVE FITZPATRICK		X	
REP. LILA EVANS	X		
REP. KATHLEEN WILLIAMS		X	
REP. DAVID HOWARD	X		X
REP. MARGARET MACDONALD		X	
REP. JONATHAN MCNIVEN	X		
REP. DANIEL SALOMON	X		
REP. KRAYTON KERNS, CHAIR	X		

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HOUSE OF REPRESENTATIVES
Roll Call Vote
AGRICULTURE COMMITTEE

DATE: 2/17/11 BILL NO. HB 478 MOTION NO. 2
MOTION: Do PASS

<u>NAME</u>	AYE	NO	If Proxy Vote, check here & include signed Proxy Form with minutes
REP. BOB WAGNER, VICE CHAIR		X	
REP. TIM FUREY, VICE CHAIR		X	
REP. LEE RANDALL	X		
REP. STERLING SMALL		X	
REP. EDIE MCCLAFFERTY		X	
REP. ALAN HALE	X		
REP. FRANK SMITH		X	
REP. CHRISTY CLARK		X	
REP. PAT NOONAN		X	
REP. JOE READ		X	
REP. CAROLYN PEASE-LOPEZ		X	
REP. BRIAN HOVEN		X	
REP. JOANNE BLYTON		X	
REP. STEVE FITZPATRICK		X	
REP. LILA EVANS		X	
REP. KATHLEEN WILLIAMS		X	
REP. DAVID HOWARD		X	X
REP. MARGARET MACDONALD		X	
REP. JONATHAN MCNIVEN		X	
REP. DANIEL SALOMON		X	
REP. KRAYTON KERNS, CHAIR		X	

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HOUSE OF REPRESENTATIVES
Roll Call Vote
AGRICULTURE COMMITTEE

DATE: 2/17/11 BILL NO 476 MOTION NO. 3
MOTION: Do Pass

<u>NAME</u>	AYE	NO	If Proxy Vote, check here & include signed Proxy Form with minutes
REP. BOB WAGNER, VICE CHAIR		X	
REP. TIM FUREY, VICE CHAIR		X	
REP. LEE RANDALL		X	
REP. STERLING SMALL		X	
REP. EDIE MCCLAFFERTY		X	
REP. ALAN HALE		X	
REP. FRANK SMITH		X	
REP. CHRISTY CLARK		X	
REP. PAT NOONAN		X	
REP. JOE READ		X	
REP. CAROLYN PEASE-LOPEZ		X	
REP. BRIAN HOVEN		X	
REP. JOANNE BLYTON		X	
REP. STEVE FITZPATRICK		X	
REP. LILA EVANS		X	
REP. KATHLEEN WILLIAMS		X	
REP. DAVID HOWARD		X	X
REP. MARGARET MACDONALD		X	
REP. JONATHAN MCNIVEN		X	
REP. DANIEL SALOMON		X	
REP. KRAYTON KERNS, CHAIR		X	

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HOUSE OF REPRESENTATIVES
Roll Call Vote
AGRICULTURE COMMITTEE

DATE: 2/17/11 BILL NO HB 497 MOTION NO. 4
MOTION: DO PASS

<u>NAME</u>	AYE	NO	If Proxy Vote, check here & include signed Proxy Form with minutes
REP. BOB WAGNER, VICE CHAIR	X		
REP. TIM FUREY, VICE CHAIR		X	
REP. LEE RANDALL	X		
REP. STERLING SMALL		X	
REP. EDIE MCCLAFFERTY		X	
REP. ALAN HALE	X		
REP. FRANK SMITH	X		
REP. CHRISTY CLARK	X		
REP. PAT NOONAN	X		
REP. JOE READ		X	
REP. CAROLYN PEASE-LOPEZ		X	
REP. BRIAN HOVEN	X		
REP. JOANNE BLYTON	X		
REP. STEVE FITZPATRICK		X	
REP. LILA EVANS	X		
REP. KATHLEEN WILLIAMS		X	
REP. DAVID HOWARD	X		X
REP. MARGARET MACDONALD		X	
REP. JONATHAN MCNIVEN		X	
REP. DANIEL SALOMON	X		
REP. KRAYTON KERNS, CHAIR	X		

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HOUSE OF REPRESENTATIVES
Roll Call Vote
AGRICULTURE COMMITTEE

DATE: 2/17/11 BILL NO HB 524 MOTION NO. 5
MOTION: AMENDMENT

NAME	AYE	NO	If Proxy Vote, check here & include signed Proxy Form with minutes
REP. BOB WAGNER, VICE CHAIR	<input checked="" type="checkbox"/>		
REP. TIM FUREY, VICE CHAIR		<input checked="" type="checkbox"/>	
REP. LEE RANDALL	<input checked="" type="checkbox"/>		
REP. STERLING SMALL	<input checked="" type="checkbox"/>		
REP. EDIE MCCLAFFERTY		<input checked="" type="checkbox"/>	
REP. ALAN HALE	<input checked="" type="checkbox"/>		
REP. FRANK SMITH	<input checked="" type="checkbox"/>		
REP. CHRISTY CLARK	<input checked="" type="checkbox"/>		
REP. PAT NOONAN	<input checked="" type="checkbox"/>		
REP. JOE READ	<input checked="" type="checkbox"/>		
REP. CAROLYN PEASE-LOPEZ		<input checked="" type="checkbox"/>	
REP. BRIAN HOVEN	<input checked="" type="checkbox"/>		
REP. JOANNE BLYTON	<input checked="" type="checkbox"/>		
REP. STEVE FITZPATRICK	<input checked="" type="checkbox"/>		
REP. LILA EVANS	<input checked="" type="checkbox"/>		
REP. KATHLEEN WILLIAMS	<input checked="" type="checkbox"/>		
REP. DAVID HOWARD	<input checked="" type="checkbox"/>		<input checked="" type="checkbox"/>
REP. MARGARET MACDONALD		<input checked="" type="checkbox"/>	
REP. JONATHAN MCNIVEN	<input checked="" type="checkbox"/>		
REP. DANIEL SALOMON	<input checked="" type="checkbox"/>		
REP. KRAYTON KERNS, CHAIR	<input checked="" type="checkbox"/>		

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HOUSE OF REPRESENTATIVES
Roll Call Vote
AGRICULTURE COMMITTEE

DATE: 2/17/11 BILL NO HB 524 MOTION NO. 6
 MOTION: DO PASS AS AMENDED

<u>NAME</u>	AYE	NO	If Proxy Vote, check here & include signed Proxy Form with minutes
REP. BOB WAGNER, VICE CHAIR		X	
REP. TIM FUREY, VICE CHAIR		X	
REP. LEE RANDALL	X		
REP. STERLING SMALL		X	
REP. EDIE MCCLAFFERTY		X	
REP. ALAN HALE	X		
REP. FRANK SMITH		X	
REP. CHRISTY CLARK	X		
REP. PAT NOONAN		X	
REP. JOE READ		X	
REP. CAROLYN PEASE-LOPEZ		X	
REP. BRIAN HOVEN	X		
REP. JOANNE BLYTON	X		
REP. STEVE FITZPATRICK		X	
REP. LILA EVANS		X	
REP. KATHLEEN WILLIAMS		X	
REP. DAVID HOWARD	X		X
REP. MARGARET MACDONALD		X	
REP. JONATHAN MCNIVEN		X	
REP. DANIEL SALOMON	X		
REP. KRAYTON KERNS, CHAIR	X		

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HOUSE OF REPRESENTATIVES
Roll Call Vote
AGRICULTURE COMMITTEE

DATE: 2/17/11 BILL NO HB 413 MOTION NO. 7
 MOTION: TO RECONSIDER

NAME	AYE	NO	If Proxy Vote, check here & include signed Proxy Form with minutes
REP. BOB WAGNER, VICE CHAIR	X		
REP. TIM FUREY, VICE CHAIR		X	
REP. LEE RANDALL	X		
REP. STERLING SMALL	X		
REP. EDIE MCCLAFFERTY		X	
REP. ALAN HALE		X	
REP. FRANK SMITH		X	
REP. CHRISTY CLARK	X		
REP. PAT NOONAN		X	
REP. JOE READ	X		
REP. CAROLYN PEASE-LOPEZ		X	
REP. BRIAN HOVEN		X	
REP. JOANNE BLYTON	X		
REP. STEVE FITZPATRICK		X	
REP. LILA EVANS	X		
REP. KATHLEEN WILLIAMS		X	
REP. DAVID HOWARD			
REP. MARGARET MACDONALD		X	
REP. JONATHAN MCNIVEN		X	
REP. DANIEL SALOMON	X		
REP. KRAYTON KERNS, CHAIR	X		

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HOUSE OF REPRESENTATIVES

Roll Call Vote

AGRICULTURE COMMITTEE

DATE: 2/17/11 BILL NO: HB 1666 MOTION NO. 8
 MOTION: TO RECONSIDER

NAME	AYE	NO	If Proxy Vote, check here & include signed Proxy Form with minutes
REP. BOB WAGNER, VICE CHAIR		X	
REP. TIM FUREY, VICE CHAIR	X		
REP. LEE RANDALL	X		
REP. STERLING SMALL		X	
REP. EDIE MCCLAFFERTY	X		
REP. ALAN HALE		X	
REP. FRANK SMITH	X		
REP. CHRISTY CLARK	X		
REP. PAT NOONAN	X		
REP. JOE READ	X		
REP. CAROLYN PEASE-LOPEZ	X		
REP. BRIAN HOVEN	X		
REP. JOANNE BLYTON	X		
REP. STEVE FITZPATRICK	X		
REP. LILA EVANS	X		
REP. KATHLEEN WILLIAMS	X		
REP. DAVID HOWARD			
REP. MARGARET MACDONALD	X		
REP. JONATHAN MCNIVEN	X		
REP. DANIEL SALOMON	X		
REP. KRAYTON KERNS, CHAIR	X		

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HOUSE OF REPRESENTATIVES
Roll Call Vote
AGRICULTURE COMMITTEE

DATE: _____ BILL NO. 1666 MOTION NO. 9
MOTION: DO PASS AS AMENDED

<u>NAME</u>	AYE	NO	If Proxy Vote, check here & include signed Proxy Form with minutes
REP. BOB WAGNER, VICE CHAIR	X		
REP. TIM FUREY, VICE CHAIR	X		
REP. LEE RANDALL	X		
REP. STERLING SMALL		X	
REP. EDIE MCCLAFFERTY	X		
REP. ALAN HALE		X	
REP. FRANK SMITH	X		
REP. CHRISTY CLARK	X		
REP. PAT NOONAN	X		
REP. JOE READ	X		
REP. CAROLYN PEASE-LOPEZ	X		
REP. BRIAN HOVEN	X		
REP. JOANNE BLYTON	X		
REP. STEVE FITZPATRICK	X		
REP. LILA EVANS	X		
REP. KATHLEEN WILLIAMS	X		
REP. DAVID HOWARD	X		X
REP. MARGARET MACDONALD	X		
REP. JONATHAN MCNIVEN	X		
REP. DANIEL SALOMON	X		
REP. KRAYTON KERNS, CHAIR	X		

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Ag.

AUTHORIZED COMMITTEE PROXY

I request to be excused from the Agriculture

Committee because of other commitments. I desire to leave my proxy vote with:
Cristy Clark

Indicate Bill number and your vote Aye or No. If there are amendments, list them by name and number under the bill and indicate a separate vote for each amendment.

BILL/AMENDMENT	AYE	NO
HB 541	X	
HB 478		X
HB 476		X
HB 497	X	
Amendment to HB 524	X	
HB 524	X	
HB 166	X	

BILL/AMENDMENT	AYE	NO

Rep. Dwight Howard
(Signature)

Date 2/17/11

MONTANA House of Representatives
Visitors Register
HOUSE AGRICULTURE COMMITTEE



Thursday, February 17, 2011

HB 541 - Exempt domestic livestock trailing from FWP regulation and MEPA

Sponsor: Representative Jeffery Welborn

PLEASE PRINT

Name	Representing	Support	Oppose
Nicole Rolf	MT Farm Bureau Fed	X	
Ariel Overstreet	MT Stakeholders Assoc.	X	
Aeric Brilly	MT Farmers Union	X	
Jim Posewitz	Helena Hunters & Anglers		X
Joe Gutkoski Pres	Yellowstone Buffalo Foundation		X
GLENN HOCKETT, PRESIDENT	GALLATIN WILDLIFE ASSOC.		X
Jim Bailey, Belgrade	" " "		X
Nancy Schultz	" " "		X
Glenn Monahan	" " "		X
Bill O'Connell	" " "		X
Stacy Friesier	SELF		X
Jim BROWN	Wool Growers	X	
John Helle	Helle Livestock	X	
Cathy Keren	Rebisha Keren Livestock	X	
Jon Keren	Rebisha Keren	X	

Please leave prepared testimony with Secretary. Witness Statement forms are available if you care to submit written testimony.

MONTANA House of Representatives
Visitors Register
HOUSE AGRICULTURE COMMITTEE

Thursday, February 17, 2011

HB 478 - Revise apiary statutes to require notice, written permission, and due process

Sponsor: Representative Matthew Rosendale

PLEASE PRINT

[illegible]

Please leave prepared testimony with Secretary. Witness Statement forms are available if you care to submit written testimony.

MONTANA House of Representatives
Visitors Register
HOUSE AGRICULTURE COMMITTEE

Thursday, February 17, 2011

HB 524 - Revise water commissioner laws

Sponsor: Representative Krayton Kerns

PLEASE PRINT

Name	Representing	Support	Oppose
Lezlie Kix NE	Willow Creek COMM.		✓
Ariel Overstreet	MT Stockgrowers Assoc.		X
Mike Murphy	MT. Water Res. Assn.		X
TIM DAVIS	DNR C		X
Branda Lindlieff Hall	Tongue River Water Users		X

Please leave prepared testimony with Secretary. Witness Statement forms are available if you care to submit written testimony.

MONTANA House of Representatives
Visitors Register
HOUSE AGRICULTURE COMMITTEE

Thursday, February 17, 2011

HB 476 - Allow a landlord lien on ag crop production, clarify ag lien priorities

Sponsor: Representative Roy Hollandsworth

PLEASE PRINT

[illegible]

Please leave prepared testimony with Secretary. Witness Statement forms are available if you care to submit written testimony.